

**24:43:01:01. Definitions.** Terms used in this article mean:

(1) "Accreditation, state," certification by the secretary that a school system meets the adopted standards of the state board for a specified school fiscal year;

(2) "ADM," average daily membership;

(3) "Advanced high school program," the required course of study all students must complete unless a student is excused from taking courses of instruction necessary to complete the recommended high school program as established by SDCL 13-33-19. The advanced program will satisfy the requirements of the recommended high school program as established in SDCL 13-33-19;

(4) "Approved Career and Technical Education Course," has a Program Approval Application on file in the Office of Career and Technical Education and is taught by a teacher with vocational certification or endorsement;

(5) "Assignment," a classification of activities performed by a staff member which can be identified and described by a single record entry;

(6) "Attendance, day of," a day in which an enrolled person is present under the guidance and direction of a teacher for the minimum length of time that school is in session;

(7) "Computer studies," a laboratory course offering instruction in computer applications, one or more computer languages, computer science, and societal impact;

(8) "Credential," "certificate," or "permit," the document issued by the state authorizing the holder to perform services for the school system;

(9) "Division," the Division of Education Services and Support;

(10) "Distinguished high school program," the course of study a student may choose in order to meet the eligibility requirements of the South Dakota Opportunity Scholarship;

(11) "Dual enrollment," the enrollment of a pupil in elementary or secondary educational programs in two or more school systems at the same time;

(12) "Elementary," an educational program for any person classified below the ninth grade or for anyone under the age of 14 before the date established by SDCL 13-28-2 who is enrolled in an unclassified nongraded school program;

(13) "Endorsement," authorization to perform in a specific capacity in a school;

(14) "English/language arts courses," instruction in literature, speaking, writing, grammar, and research;

(15) "Enrollment," the total number of original entries in a given school unit in the state, the total number of original entries in public schools plus the total number of original entries in nonpublic schools;

(16) "Experimental program," an educational program for which applicable state board rules must be waived if the program is to be implemented;

(17) "Facility," a building site, a building, or a part of a building;

(18) "Fine arts courses," instruction in drama, instrumental and vocal music, and the visual, graphic, and performing arts;

(19) "FTE time," a measure of time for performing a staff assignment calculated as a fraction of a full-time assignment;

(20) "Full-time equivalency," "FTE," the amount of employed time that is normally required of a staff member to perform a full-time assignment;

(21) "Grade," that portion of a school program that represents the work of one regular school term, identified by a designation such as kindergarten, grade one, or grade ten;

(22) "Graduate," an individual who has received formal recognition for the successful completion of a prescribed program of studies;

(23) "Industrial technology courses," instruction in introduction to industrial technology, communications, construction, manufacturing, energy/power, transportation, and industrial enterprise;

(24) "In-service education or training," a program of systematized activities approved by the school system that contributes to the professional or occupational growth and competence of staff members during the time of their service to the school system;

(25) "Junior high school," a school consisting of a combination of two or more consecutive grades that must include grades seven and eight and may include grade nine;

(26) "Laboratory class," a course providing opportunities for students to interact directly with the material world, or with data drawn from the material world, using tools that are not found in a library, media center, study hall, or classroom, and in which students use safe and appropriate laboratory techniques, as well as implement data collection techniques, models, and theories of science;

(27) "Mathematics courses," instruction in general mathematics, algebra, geometry, consumer mathematics, probability and statistics, calculus, trigonometry, and similar courses in advanced topics;

(28) "Middle school," a school consisting of any combination of two or more consecutive grades, five through eight;

(29) "Norming period," the period of time during which tests were standardized;

(30) "Original entry," the initial enrollment of a pupil for any school term at any public or nonpublic elementary or secondary school in this state;

(31) "Plan of Intent," a written document stating how a school district intends to insure that all teacher and/or administrators are serving on a valid certificate in their certified area(s);

(34~~2~~) "Program director," "coordinator," or "supervisor," a person who serves as the identified head of an organized educational program or administrative unit within a school system or other educational entity;

(32~~3~~) "Pupil" or "student," an individual for whom instruction is provided in an educational program under the jurisdiction of a school or school system;

(33~~4~~) "Pupil, full-time," a pupil who is carrying a full course load as determined by the local school system;

(34~~5~~) "Pupil, high school," anyone, regardless of age, who is enrolled in grades nine through twelve and who has not graduated from high school. The term includes any person who was 14 years of age before the date established by SDCL 13-28-2 who is enrolled in a nongraded or unclassified school program and who has not graduated from high school;

(35~~6~~) "School," a public or nonpublic organization or entity which is approved or accredited by the secretary for the purpose of instructing children of compulsory school

age as provided in SDCL 13-27-1 or for children attending school as provided in SDCL 13-13-1, or both;

(~~367~~) "School, elementary," a school consisting of any combination of grades from kindergarten through eighth grade;

(~~378~~) "School, nonpublic," a school operated by an organization other than a school district;

(~~389~~) "School, public," a school operated by a school district;

(~~394~~) "School, secondary," a school consisting of any combination of three or more consecutive grades, including ninth grade through twelfth grade;

(~~401~~) "School system," all of the schools and supporting services operated by a governmental agency or by any private organization;

(~~412~~) "Science courses," instruction in physical, earth-space, and biological sciences;

(~~423~~) "Secretary," the secretary of the Department of Education;

(~~434~~) "Social studies courses," instruction in history, government, geography, anthropology, psychology, sociology, and economics;

(~~445~~) "Staff member," a person in a school system who meets all of the following criteria:

(a) The person serves under the rules of the governing authority of the school system;

(b) The person's assigned activities are under the direction and control of the governing authority of the school system;

(c) The person is assigned to perform activities which provide a service for the school system or for a program operated by the school system; and

(d) The person is an employee of the school system covered by or subject to workers' compensation, the Federal Insurance Contributions Act (FICA), and income tax withholding;

(456) "Standard high school program," the minimum graduation requirements to be eligible for a high school diploma as the basic high school program established by SDCL 13-33-19;

(467) "State board," the South Dakota Board of Education;

(478) "State education agency," the Division of Education Services and Support, created by SDCL 1-45-4;

(489) "Teacher, certified," the holder of a valid South Dakota teacher certificate who is assigned to those responsibilities authorized by the certificate;

(4950) "Teacher, full-time," a staff member who is employed to teach for a minimum school day for the entire regular school term;

(501) "Unit of credit," the measure of time within a single school term during which a secondary course meets. One unit equals 146 hours. Fractional units of credit may be granted based upon proportionate time spent in class; and

(512) "World Languages," the study of languages other than English which may include Native American and American Sign languages.

**Source:** SL 1975, ch 16, § 1; 3 SDR 23, effective September 29, 1976; 3 SDR 69, effective July 1, 1977; 5 SDR 110, effective July 5, 1979; 7 SDR 6, effective August 6, 1980; 7 SDR 120, effective July 1, 1981; 9 SDR 154, effective July 1, 1983; 10 SDR 111,

effective April 24, 1984; 11 SDR 96, 11 SDR 112, effective July 1, 1985; 11 SDR 177, effective July 3, 1985; 12 SDR 22, effective August 21, 1985; 16 SDR 214, effective June 12, 1990; repealed, SL 1995, ch 86, § 2, effective July 1, 1995; readopted, 22 SDR 12, effective August 9, 1995; 23 SDR 31, effective September 8, 1996; 31 SDR 129, effective March 22, 2005; transferred from § 24:03:01:01, 31 SDR 178, adopted May 4, 2005, effective July 1, 2005; 33 SDR 55, effective October 2, 2006; 33 SDR 188, effective May 15, 2007.

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**Law Implemented:** SDCL 13-1-12.1, 13-3-47.